PAUL G. McNAMARA (S.B. #106080)
pmcnamara@omm.com
THOMAS M. RIORDAN (S.B. #176364)
triordan@omm.com
DAVID I. HURWITZ (S.B. #174632)
dhurwitz@omm.com
O'MELVENY & MYERS LLP
400 South Hope Street
Los Angeles, CA 90071-2899
Telephone: (213) 430-6000
Facsimile: (213) 430-6407

Attorneys for Defendants
COUNTRYWIDE FINANCIAL CORPORATION;
BANK OF AMERICA CORPORATION;
ANGELO MOZILO; DAVID SAMBOL;
STANFORD KURLAND; and CARLOS GARCIA

[Additional Counsel Listed in Signature Block]

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

PEOPLE OF THE STATE OF CALIFORNIA,

Plaintiff,

v.

COUNTRYWIDE FINANCIAL CORPORATION, *et al.*,

Defendants.

Case No. 08-CV-1348-JLS-BLM

DEFENDANTS' NOTICE OF MOTION AND MOTION TO STAY PENDING RESOLUTION OF MOTION BEFORE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION TO TRANSFER AND COORDINATE OR CONSOLIDATE THIS AND RELATED CASES

Judge: Hon. Janis L. Sammartino
Courtroom: 6
Date: November 13, 2008
Time: 1:30 p.m.

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

NOTICE IS HEREBY GIVEN that on November 13, 2008, at 1:30 p.m., or as soon thereafter as counsel may be heard by the above-entitled Court, in Courtroom 6 of this Court, located at 940 Front Street, San Diego, CA 92101-8900, Defendants Countrywide Financial Corporation, Bank of America Corporation, Angelo Mozilo, David Sambol, Stanford Kurland, and Carlos Garcia will and hereby do move to stay this action pending resolution of Countrywide Financial Corporation and Bank of America Corporation's motion to transfer and coordinate or consolidate this and related cases, currently pending before the Judicial Panel on Multidistrict Litigation. This Motion is brought on grounds that a stay is necessary to avoid prejudice to Defendants, to conserve judicial resources, and to avoid conflicting rulings. This Motion is based upon this Notice of Motion and Motion, the Memorandum of Points and Authorities filed concurrently herewith, the argument of counsel, all of the pleadings and other papers on file in this action, and such other matters as may be presented at the hearing on this Motion or prior to the Court's decision.

Dated: August 14, 2008

Respectfully submitted,

By: /s/ Paul G. McNamara
Paul G. McNamara

PAUL G. McNAMARA (S.B. #106080)
pmcnamara@omm.com
THOMAS M. RIORDAN (S.B. #176364)
triordan@omm.com
DAVID I. HURWITZ (S.B. #174632)
dhurwitz@omm.com
O'MELVENY & MYERS LLP
400 South Hope Street
Los Angeles, CA 90071-2899
Telephone: (213) 430-6000
Facsimile: (213) 430-6407

Attorneys for Defendants
COUNTRYWIDE FINANCIAL CORPORATION; BANK OF AMERICA CORPORATION; ANGELO MOZILO; DAVID SAMBOL; STANFORD KURLAND; and CARLOS GARCIA

BROOKS R. BROWN (S.B. #250724)
bbrown@goodwinprocter.com
GOODWIN PROCTER LLP
10250 Constellation Blvd., 21st Floor
Los Angeles, CA 90067
Telephone: (310) 788-5100
Facsimile: (310) 286-0992

THOMAS M. HEFFERON
(*pro hac vice to be filed*)
thefferon@goodwinprocter.com
GOODWIN PROCTER LLP
901 New York Avenue, NW
Washington, DC 20001
Telephone: (202) 346-4000
Facsimile: (202) 346-4444

Attorneys for Defendants
COUNTRYWIDE FINANCIAL CORPORATION and BANK OF AMERICA CORPORATION

LA2:866953.2